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COMMERCE & INDUSTRY INSURANCE COMPANY

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

COMMERCE & INDUSTRY INSURANCE	)	CASE NO. 2:12-CV-01219-APG-CWH
COMPANY,	)	
	)	<b>UNOPPOSED MOTION TO EXTEND</b>
Plaintiff,	)	<b>THE TIME FOR FILING OF THE</b>
vs.	)	<b>JOINT PRETRIAL ORDER – FIRST</b>
	)	<b>REQUEST</b>
STARWOOD MANAGEMENT, LLC, et al.,	)	<b>[PROPOSED ORDER]</b>
	)	
Defendants.	)	<b><u>DATES:</u></b>
	)	Current: October 13, 2014
	)	Requested: December 12, 2014

Plaintiff, Commerce & Industry Insurance Company, hereby moves the court for an order extending the time for the parties to file the joint pretrial order in this case. Plaintiff's motion for summary judgment (40) was heard and was denied by the court on September 12, 2014 (49). The order directed the parties to file the joint pretrial order by October 13, 2014 – 30 days following the denial of the motion. The parties need additional time to fully and properly comply with the

1 requirements of Local Rules 16-3 and 16-4 for the preparation and filing of the order, and  
2 plaintiff therefore respectfully moves the court for an order extending the filing deadline from  
3 October 13, 2014 to December 12, 2014. No trial date has been set in this case and none is likely  
4 to be set for an extended period of time as reflected in the court's statements and the order from  
5 the September 12, 2014 hearing. (49) Plaintiff's and defendant's attorney have conferred about  
6 this motion and defendant does not oppose the motion or the requested extension date.

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1 The reason for this motion and request are that the requirements for the joint pretrial  
2 order contained in Local Rules 16-3 and 16-4 require both sides to spend considerable time to  
3 draft, exchange and reach agreement on the form and content of the order and the related  
4 documents to be submitted with the proposed order. Since the court has indicated that the case  
5 will be on trailing status for an extended time, the parties seek the court's indulgence for  
6 additional time to properly prepare and submit the joint pretrial order. This should not affect the  
7 trial scheduling of the case.

8 Respectfully submitted.

9 DATED: October 8, 2014

10 WILSON ELSER MOSKOWITZ EDELMAN  
11 & DICKER LLP

12 /s/ Stephen L. Nelson

13 \_\_\_\_\_  
14 Stephen L. Nelson  
15 California Bar No. 74836  
16 Admitted Pro Hac Vice

17 Kym S. Cushing  
18 Nevada Bar No. 4242

19 Attorneys for Plaintiff,  
20 Commerce & Industry Insurance Company

21 IT IS SO ORDERED:

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23 DATED: October 10, 2014

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26 UNITED STATES MAGISTRATE JUDGE  
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